

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LAMSON & SESSIONS,)	
)	Civil Action
Plaintiff)	No. 04-CV-03646
)	
vs.)	
)	
PAPER, ALLIED-INDUSTRIAL,)	
CHEMICAL AND ENERGY WORKERS)	
INTERNATIONAL UNION DISTRICT)	
COUNCIL NO. 1, LOCAL 2-0578,)	
)	
Defendant)	

O R D E R

NOW, this 30th day of March, 2006, upon consideration of Plaintiff Lamson & Sessions' Motion for Summary Judgment, which motion was filed March 4, 2005; upon consideration of Defendant's Answer to Plaintiff's Motion for Summary Judgment, which answer was filed April 4, 2005; upon consideration of Defendant's Motion for Summary Judgment Pursuant to F.R.C.P. 56, which motion was filed March 4, 2005; upon consideration of Plaintiff's Brief in Opposition to Defendant's Motion for Summary Judgment, which brief was filed April 4, 2005,

IT IS ORDERED that plaintiff's motion for summary judgment is denied.

IT IS FURTHER ORDERED that defendant's motion for summary judgment is granted.

IT IS FURTHER ORDERED that the Award and Decision of Arbitrator Skonier, entered June 26, 2004, is confirmed.

IT IS FURTHER ORDERED that plaintiff shall re-test all applicants for the Blend Department positions in a uniform and consistent manner and award these positions to the most senior

applicants who pass the entire test with at least a 70% score.

IT IS FURTHER ORDERED that the Clerk of Court shall mark this case closed for statistical purposes.

BY THE COURT:

/s/James Knoll Gardner
James Knoll Gardner
United States District Judge